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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Mohan KALKUNTE

Art Unit: 2661

Application No.: 09/877,040

Examiner: Tri H. Phan

Filed: June 11, 2001

Attorney Dkt. No.: 58268.00071

For: GIGABIT SWITCH SUPPORTING MULTIPLE STACKING CONFIGURATIONS

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 14, 2005

Sir:

Submitted herewith for filing in the above-identified application, is a Terminal Disclaimer. This submission is pursuant to a telephone conference with Examiner Tri H. Phan on July 11, 2005, during which Examiner Phan stated that the Terminal Disclaimer filed on July 1, 2005, was not accepted because it was not signed by an Attorney of Record.

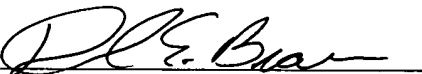
It is respectfully submitted that the Terminal Disclaimer filed on July 1, 2005, was fully compliant with 37 C.F.R. 1.321(c) because it was duly signed by a person authorized by the Assignee of Record, and the appropriate fee was submitted therewith. Further, a signed letter of an Officer of the Assignee granting authorization for Dee Henderson to execute documents on behalf of Broadcom Corporation, was also duly submitted on July 1, 2005.

Therefore, because the Terminal Disclaimer filed on July 1, 2005 was fully compliant under 37 C.F.R. §1.321(c), refund of the enclosed fee for filing the enclosed Terminal Disclaimer is respectfully requested

Enclosed is a check in the amount of One Hundred Thirty Dollars (\$130.00) to cover the required fee. In the event that any additional fees are due with respect to this paper, please charge Counsel's Deposit Account No. 50-2222.

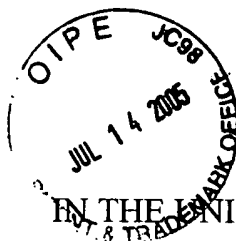


Respectfully submitted,

By: 
David E. Brown
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Enclosures: Check No. 013138; Terminal Disclaimer



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In re the Application of:

Mohan KALKUNTE

Art Unit: 2661

Application No.: 09/877,040

Examiner: Tri H. Phan

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For: GIGABIT SWITCH SUPPORTING MULTIPLE STACKING
CONFIGURATIONS

TERMINAL DISCLAIMER UNDER 37 CFR 321(c)

Assistant Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Petitioner, Broadcom Corporation, having its place of business at 16215 Alton Parkway, Irvine California 92619-7013, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application Serial No. 09/877,040, filed June 11, 2001, for GIGABIT SWITCH SUPPORTING MULTIPLE STACKING CONFIGURATIONS, the assignment for the application being recorded in the Patent and Trademark Office on June 11, 2001 at Reel 011893, Frame 0775. Petitioner is also the assignee of all right, title, and interest in and to U. S. Patent Application Serial No. 09/877,010, filed June 11, 2001, for GIGABIT SWITCH WITH FRAME FORWARDING AND ADDRESS LEARNING the assignment for this application being recorded in the Patent and Trademark Office on June 11, 2001 at Reel 011892, Frame 0162.

Petitioner hereby disclaims the terminal part, if any, of any patent granted on

application Serial No. 09/877,040, which would extend beyond the expiration date of any patent granted on application Serial No. 09/877,010 when issued, and hereby agrees that any patent so granted on application Serial No. 09/877,040, shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to any patent granted on application Serial No. 09/877,010, this agreement to run with any patent granted on application Serial No. 09/877,040, and to be binding on its grantee, its successors, or assigns.


Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent granted on application Serial No. 09/877,010 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(c), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, Broadcom Corporation, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

Respectfully submitted,

Squire, Sanders & Dempsey L.L.P.

Date: July 14, 2005

By: 
(Signature)

Reg. No. 51,091
David E. Brown

Attorney for Applicant